

1 CRAIG H. MISSAKIAN (CABN 125202)  
 2 United States Attorney  
 3 MARTHA BOERSCH (CABN 126569)  
 Chief, Criminal Division  
 4 BENJAMIN J. WOLINSKY (CABN 305410)  
 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102-3495  
 6 Telephone: (415) 436-6996  
 Fax: (415) 436-6570  
 7 Email: benjamin.wolinsky@usdoj.gov

8 Attorneys for United States of America

**FILED**

Jun 26 2025

Mark B. Busby  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 LAMARK KEVIN LASSITER,

16 Defendant,

17 FIDELITY INVESTMENTS,

18 Garnishee.

CASE NO. CR 03-40218-002 AMO

[PROPOSED] WRIT OF CONTINUING  
 GARNISHMENT

(INVESTMENT ACCOUNT)

21 TO: Fidelity Investments  
 22 Attn: Legal Operations  
 100 Crosby Parkway, Mailzone KC1F-L  
 Covington, KY 41015

23  
 24  
 25 **YOU ARE HEREBY COMMANDED TO GARNISH FOR THE BENEFIT OF THE**  
 26 **UNITED STATES OF AMERICA PROPERTY IN YOUR POSSESSION IN WHICH THE**  
 27 **DEFENDANT-JUDGMENT DEBTOR HAS A SUBSTANTIAL NONEXEMPT INTEREST.**

1       The name, last known address and last four digits of the social security number of the person  
2 who is the defendant-judgment debtor ("defendant") in this action and whose property is subject to this  
3 Writ are as follows:

4                   Lamark Kevin Lassiter  
5                   233 Del Loma Court  
6                   Fairfield, CA 94105  
7                   Social Security Number (last four digits): XXX-XX-5988

8       This Writ has been issued at the request of the United States of America to enforce the collection  
9 of a criminal judgment entered in favor of the United States against the defendant for a debt in the  
10 original amount of \$390,694.00. The current balance is approximately \$132,256.75.

11       The following are the steps that you must take to comply with this Writ. If you have any  
12 questions, you should consult with your attorney.

13       1. Pursuant to 28 U.S.C. § 3205(c)(2)(F), if you have in your custody, control, or possession  
14 any property of the defendant in which the defendant has a substantial nonexempt interest, or if you  
15 obtain custody, control, or possession of such property while this Writ is in effect, you must  
16 immediately withhold such property from the defendant and retain it in your possession until you  
17 receive instructions from the Court which will tell you what to do with the property.

18       2. Pursuant to 28 U.S.C. § 3205(c)(2)(E), you are required to answer this Writ within 10  
19 days after service of this Writ upon you. You must answer the Writ even if you do not have in your  
20 custody, control, or possession, any property of the defendant. Pursuant to 28 U.S.C. § 3205(c)(4), your  
21 answer must state, under oath, the following information:

22               a. Whether or not you have in your custody, control, or possession, any property  
23 owned by the defendant in which the defendant has a substantial nonexempt interest, including  
24 nonexempt disposable earnings;

25               b. a description of such property and the value of such property;

26               c. a description of any previous garnishments to which such property is subject and  
27 the extent to which any remaining property is not exempt; and

28               d. the amount of the debt you anticipate owing to the defendant in the future and

1 whether the period for payment will be weekly or another specified period.

2 For your convenience, a form which addresses the above-requested information is attached and  
3 may be used to answer the Writ.

4 3. After you complete the answer under oath, pursuant to 28 U.S.C. § 3205(c)(2)(E) and  
5 (c)(4), within ten (10) days after service of this Writ upon you, you must mail or deliver the original  
6 answer bearing the original signature of the person preparing the answer to the Court at the following  
7 address:

8 Phillip Burton Federal Building  
9 & United States Courthouse  
10 Attn: Clerk of Court  
11 450 Golden Gate Avenue  
12 San Francisco, CA 94102

13 At the same time you mail or deliver the original answer to the Court, you must also mail or  
14 deliver a copy of the original answer to both the defendant and his attorney, and attorney for the United  
15 States at the following respective addresses:

16 Lamark Kevin Lassiter  
17 233 Del Loma Court  
18 Fairfield, CA 94533

19 Benjamin J. Wolinsky  
20 Assistant U.S. Attorney  
21 450 Golden Gate Avenue, 9th Floor  
22 P.O. Box 36055  
23 San Francisco, CA 94102

24 Please note that the attached form answer contains a certificate of service which needs to be  
25 completed by the person mailing the copies of the answer to the defendant and the attorney for the  
26 United States, and which needs to be filed with the Court along with the answer.

27 **IF YOU FAIL TO ANSWER THIS WRIT OR FAIL TO WITHHOLD PROPERTY IN  
28 ACCORDANCE WITH THIS WRIT, THE UNITED STATES MAY PETITION THE COURT  
FOR AN ORDER REQUIRING YOU TO APPEAR BEFORE THE COURT TO ANSWER THE  
WRIT AND TO WITHHOLD PROPERTY IN ACCORDANCE WITH THE WRIT BEFORE  
THE APPEARANCE DATE. IF YOU FAIL TO APPEAR OR DO APPEAR AND FAIL TO**

1 **SHOW GOOD CAUSE WHY YOU FAILED TO COMPLY WITH THIS WRIT, THE COURT**  
2 **WILL ENTER A JUDGMENT AGAINST YOU FOR THE VALUE OF THE DEFENDANT'S**  
3 **NONEXEMPT INTEREST IN SUCH PROPERTY (INCLUDING NONEXEMPT DISPOSABLE**  
4 **EARNINGS). THE COURT MAY ALSO AWARD A REASONABLE ATTORNEY'S FEE TO**  
5 **THE UNITED STATES AND AGAINST YOU IF THE WRIT IS NOT ANSWERED WITHIN**  
6 **THE TIME SPECIFIED HEREIN AND IF THE UNITED STATES FILES A PETITION**  
7 **REQUIRING YOU TO APPEAR.**



8  
9 MARK B. BUSBY,  
10 Clerk of Court  
11 United States District Court  
12 for the Northern District of California

13  
14 06/26/2025  
15 Dated: \_\_\_\_\_ By: \_\_\_\_\_  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Jessie Mosley  
Deputy Clerk